Rakoff / JS

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

INTERNATIONAL MARINE UNDERWRITERS, a/s/o BRISTOL SEAFOOD INC.,

Plaintiff(s),

v.

M.V. PIONEER BAY and M.V. LLOYDIANA Their respective engines, boilers, etc. and ZIM INTEGRATED SHIPPING SERVICES, LTD.,

Defendant(s).

08 Civ. 2777 (JSR)

STIPULATION AND ORDER OF DISCONTINUANCE

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: ______
DATE FILED: 8-11-08

IT IS HEREBY STIPULATED AND AGREED, by and between Nicoletti, Hornig & Sweeney, LLP., attorneys for Plaintiff, INTERNATIONAL MARINE UNDERWRITERS, a/s/o BRISTOL SEAFOOD, INC., and DeOrchis & Partners, LLP,, attorneys for Defendant, ZIM INTEGRATED SHIPPING SERVICES, LTD., that whereas the parties hereto have agreed to a settlement of this action, the above entitled action is hereby discontinued with prejudice and without costs to any party as against the other, provided, however, that within thirty days of the date of this order any party may apply by letter for restoration of the action to the Court's calendar.

Dated: New York, New York
July 31, 2008

NICOLETTI, HORNIG & SWEENEY
Attorneys for
INTERNATIONAL MARINE UNDERWRITERS, a/s/o BRISTOL SEAFOOD, INC.

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DE ORCHIS & PARTNERS, LLP
Attorneys for
ZIM INTEGRATED SHIPPING SERVICES, LTD.

By *[signature]*
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(212) 344-4700

SO ORDERED:

U.S.D.J. 8-8-08